

**IN THE UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF OHIO
EASTERN DIVISION**

IN RE:

AARON D. PRUDE

Debtor

) Case No. 03-53269
) Chapter 13
) Judge Marilyn Shea-Stonum
) **MOTION TO ALLOW DEBTOR
TO INCUR INDEBTEDNESS**

Now comes the above-captioned debtor, by and through the undersigned counsel, who prays for the entry of an order permitting him to purchase a 2001 Volkswagon Jetta vehicle and to incur indebtedness to finance the purchase of the same as is referred to in the purchase order. A copy of which is attached hereto as Exhibit A. The debtor would show that he wishes to incur indebtedness in the amount of \$9,848.06, which the debtor will pay in monthly installments of \$280.00. The debtor would show that he requires this transportation in order to effectuate his Chapter 13 plan. The debtor further would show that he previously has provided to the Chapter 13 Trustee financial information sufficient to satisfy the Trustee that the debtor has the ability to afford this purchase.

WHEREFORE, the debtor prays for the entry of an order permitting him to purchase and to finance this vehicle as referred to above.

Respectfully Submitted,

/s/ Robert M. Whittington, Jr.

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Akron, OH 44308
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Fax (330) 384 8953
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CERTIFICATE OF SERVICE

This is to certify that a copy of the foregoing has been forwarded; postage prepaid, this 16th day of March, 2005, to the following:

Jerome L. Holub, Trustee
159 S. Main Street, Suite 930
Akron, OH 44308

Aaron D. Prude
934 Merton Avenue
Akron, Ohio 44306

Park Auto dba Park Mazda
3363 S. Arlington Road
Akron, Ohio 44312

Office of the United States Trustee
BP America Building, 200 Public Square
20th Floor, #3300
Cleveland, OH 44114-2301

/s/Robert M. Whittington, Esq.

10-14-73

DATE OF BIRTH

298 70 0384

SOCIAL SECURITY NUMBER

Aaron

D

PRUDE

3363 S. Arlington Rd. • Akron, OH 44312

Akron (330) 645-7275

Canton (330) 494-0203

Fax: (330) 644-1186

www.parkmazda.com

DATE 10/10/06

DEL. DATE TBA

DEAL NO. 724 6669

330) 535-844

PURCHASER FIRST NAME

INITIAL

LAST NAME

HOME PHONE

BUS. PHONE

934 MERTON AVE

STREET ADDRESS

CITY

Summit

COUNTY

OH

STATE

44306

ZIP CODE

ENTER MY ORDER FOR ONE ☐ NEW ☐ USED ☐ CAR ☐ TRUCK ☐ DEMONSTRATOR ☐ FACTORY OFFICIAL CAR ☐ RENTAL VEHICLE AS FOLLOWS:

YEAR	MAKE	MODEL	BODY TYPE	COLOR	KEY	RADIO
2001	Volkswagen	JETTA GLX VRS	SEDAN	BLACK		
SERIAL NO.	3 V W T G 6 9 4 1 1 9 1 5 9 6					
ACCESSORIES						
280 X 60 @ 22.95%						
REMARKS:						
CASH PRICE OF VEHICLE 10975 00						
ACCESSORIES						
LUXURY TAX						
DOCUMENTARY FEE 100 00						
Selling Price 11075 00						
TRADE ALLOWANCE						
Sub Total						
SALES TAX Summit @ 6.75% 747 56						
TITLE FEE 15 00						
LICENSE TRANSFER/30 DAY TAG 10 50						
Sub Total 11848 06						
PAYOFF						
Sub Total						
PARTIAL PAYMENT						
Sub Total						
SERVICE CONTRACT						
TAX ON SERVICE CONTRACT						
Sub Total						
C.O.D. 2000 00						
UNPAID BALANCE (AMOUNT FINANCED) 9848 06						
TRADE INFORMATION						
Make _____ Payoff Amount _____						
Year _____ Payoff To _____						
Model _____ Loan Acct. Number _____						
Mileage _____ Good Till _____						
Body _____ A.C.V. \$ _____						
Color _____						
SERIAL # _____						

USED VEHICLES ONLY

AS IS / NO WARRANTY

LIMITED WARRANTY _____ DAYS / _____ MILES

CERTIFIED

BALANCE, MFG. WARRANTY

DEPOSIT RECEIPT:

Dealer hereby acknowledges receipt of the sum of \$ _____ as a Deposit/Partial Payment for the vehicle described above. If this Receipt is for a Deposit, Dealer will refrain from selling the described vehicle for _____ days. This Deposit/Partial Payment ☐ IS ☐ IS NOT refundable, subject to the conditions on the reverse side and the following:

ODOMETER MILEAGE STATEMENT

THE ODOMETER OF THE ABOVE DESCRIBED VEHICLE NOW READS _____ MILES/KILOMETERS. AND IS ACCURATE UNLESS CHECKED BELOW

☐ Odometer mileage is not accurate

REFER TO THE FEDERAL MILEAGE STATEMENT FOR FULL DISCLOSURE

NEGATIVE EQUITY:

I am aware that the balance owed on my trade-in vehicle or the amount owed on my lease turn-in vehicle exceeds the trade-in allowance from Dealer and, as a result, I have requested that the cash price of the vehicle be increased by \$ _____ to cover negative equity from my trade-in/the amount owed on my lease turn-in.

X

I authorize Park Mazda to make whatever inquiries it deems necessary in connection with my credit application or in the course of review or collection of any credit extended in reliance upon the application. I authorize and instruct any persons or consumer reporting agency to compile and furnish Park Mazda with any information it may have or obtain in response to such credit inquiries.

SIGNED

ALL WARRANTIES, IF ANY, BY A MANUFACTURER OR SUPPLIER OF BE LIABLE FOR PERFORMANCE UNDER SUCH WARRANTIES. UNLESS DEALER ON ITS OWN BEHALF, DEALER HEREBY DISCLAIMS ALL LIABILITY FOR A PARTICULAR PURPOSE IN CONNECTION WITH THE VEHICLE. ANY OTHER PERSON TO ASSUME FOR IT ANY LIABILITY IN CONNECTION WITH THE WRITTEN WARRANTY IS PROVIDED BY DEALER OR A SERVICE CONTRACT. THE WRITTEN WARRANTY/SERVICE CONTRACT.

CONTRACTUAL DISCLOSURE STATEMENT (USED VEHICLES ONLY) THE INFORMATION YOU SEE ON THE WINDOW FORM FOR THIS VEHICLE IS PART OF THIS CONTRACT. INFORMATION ON THE WINDOW FORM OVERRIDES ANY CONTRARY PROVISIONS IN THE CONTRACT OF SALE.

The front and back of this Agreement and any documents incorporated herein comprise the entire agreement affecting this purchase and no other agreement or understanding of any nature concerning same has been made or entered into, or will be recognized. I have read the terms and conditions printed on the back hereof and agree to them as a part of this Agreement the same as if it were printed above my signature. I certify that I am at least 18 years old, and hereby acknowledge receipt of a copy of this Agreement. THIS ORDER IS NOT VALID UNLESS SIGNED AND ACCEPTED BY DEALER OR HIS AUTHORIZED REPRESENTATIVE.

APPROVED: _____ DEALER OR AUTHORIZED REPRESENTATIVE

SIGNED: _____ ACCEPTED BY PURCHASER

3/10/06

SALESPERSON: _____

Raymolds and Raymolds 10895144 Q (0000)